

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of : Zuhua Zhu, et al.

Serial No. : Div. of 10/106,991

Group Art Unit:

Date Filed : Concurrently Herewith

Examiner:

For : CURRENT CONFINEMENT STRUCTURE FOR VERTICAL
CAVITY SURFACE EMITTING LASER

1185 Avenue of the Americas
New York, N.Y. 10036

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Mail Stop- Patent Applications

PRELIMINARY AMENDMENT

Sir:

Please amend the above-identified application as follows:

In the Claims:

Please cancel claims 22-30 without prejudice.

REMARKS

Claims 1-21 are pending in this case. By the present Preliminary Amendment, claims 22-30 have been cancelled without prejudice.

This application is a divisional of Serial No. 10/106,991 filed March 26, 2002, where applicant elected claims 22-30 in response to a restriction requirement made in a telephonic interview (see paper no.6, dated January 21, 2003 in the parent case.) The elected claims were allowed on January 28, 2003, and applicant paid the issue fee, with Certificate of Mailing dated April 28, 2003.

The Office is hereby authorized to charge any additional fees which may be required in connection with this amendment and to credit any overpayments to our Deposit Account No. 03-3125.

If a telephone interview could advance the prosecution of this application, the Examiner is

respectfully requested to call the undersigned attorney.

The entry of this amendment and the allowance of this application are respectfully requested.

Respectfully submitted,



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